

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

THOMAS MICHAEL BROWN, an)
individual; on behalf of himself and all)
others similarly situated,)
Plaintiffs,)

v.)

SKLAR - MARKIND a/k/a MARKIND)
LAW GROUP, P.C. a/k/a LAW OFFICES)
OF ANDREW SKLAR, P.C., ANDREW)
SKLAR, individually and in his official)
capacity, LLOYD MARKIND, individually)
and in his official capacity, JORDAN W.)
FELZER, individually and in his official)
capacity, and JOHN AND JANE DOES)
NUMBERS 1 THROUGH 25,)
Defendants.)

Civil Action No. 14-0266
United States Magistrate Judge
Cynthia Reed Eddy

ORDER OF COURT

AND NOW, this 5th day of February, 2015, upon consideration of Plaintiff Thomas Brown's Motion to Enforce November 7, 2014 Order of Court (ECF No. 27) and defendants' response thereto, the Court will DENY the motion.

Defendants do not dispute that Plaintiff's claim belongs in arbitration and that Defendants are responsible for filing fees and expenses in excess of \$125.00, nor do they challenge Plaintiff's choice of the American Arbitration Association as the appropriate organization to conduct the arbitration. Defendants correctly assert, however, that it is Plaintiff's responsibility, as the moving party who initially brought suit in this Court, to *initiate* any arbitration proceedings in accordance with the terms of the arbitration agreement.

By the Court:

s/Cynthia Reed Eddy
Cynthia Reed Eddy
United States Magistrate Judge

cc: all counsel of record